

RESOLUTION NO. RES-2020-173

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA REMOVING THE SOLE SINGLE-FAMILY RESIDENTIAL PROPERTY LOCATED AT 105 7TH STREET, SANTA ROSA, CA 95401, IDENTIFIED AND LISTED AS PARCEL 010-082-013-000 IN THE RAILROAD SQUARE COMMUNITY BENEFIT DISTRICT ASSESSMENT ROLL TABLE OF THE ENGINEER'S REPORT.

WHEREAS, Ordinance 2018-004, adopted by the City Council on March 20, 2018, authorizes the City to establish, in perpetuity, community benefit districts to promote the economic vitality and physical maintenance of mixed use and business districts in Santa Rosa; and

WHEREAS, the Ordinance authorizes the City to levy and collect assessments on real property within community benefit districts for the purpose of providing improvements and promoting activities that specially benefit real property within such districts; and

WHEREAS, Articles XIIC and XIID of the California Constitution, and Section 53753 of the California Government Code impose certain procedural and substantive requirements relating to the levy of new or increased assessments within community benefit districts; and

WHEREAS, on September 10, 2019, the City Council adopted a Resolution of Intention (RES-2019-141) to establish the Santa Rosa Railroad Square Community Benefit District (RSCBD or District) for an undetermined term; and

WHEREAS, as directed by the Resolution of Intention, staff mailed to owners of affected parcels notice of an October 29, 2019, public hearing on the formation of the District; and

WHEREAS, that notice, which was mailed no less than 45 days prior to the public hearing, included all information required by Article XIID, Section 4 of the California Constitution and Section 53753 of the Government Code, and the notice mailed to each property owner was accompanied by an assessment ballot; and

WHEREAS, on November 19, 2019, following the culmination of a public hearing and ballot tabulation in favor of forming the RSCBD, the City Council passed Resolution No. RES-2019-173 establishing the District and approving the levy and collection of assessments on properties within the District; and

WHEREAS, as the District was formed too late to be included in the County's assessment invoice, City staff were responsible for preparing and mailing the first RSCBD assessment bills and, during this process, staff discovered the technical error in the Railroad Square Community Benefit District Assessment Roll (attached as Exhibit A to Resolution RES-2019-173) listing the residential property located at located at 105 7th Street, Santa Rosa, CA 95404.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa hereby corrects an administrative error on the Railroad Square Community Benefit District Assessment Roll by removing from the Assessment Roll Table of the Engineer's Report, in Exhibit A of RES-2019-173, the sole single-family residential property located at 105 7th Street, Santa Rosa, CA 95401, identified and listed as parcel 010-082-013-000.

IN COUNCIL DULY PASSED this 27th day of October, 2020.

AYES: (7) Mayor Schwedhelm, Vice Mayor Fleming, Council Members Dowd, Olivares, Rogers, Sawyer, Tibbetts

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: _____
City Clerk

APPROVED: _____
Mayor

APPROVED AS TO FORM:

City Attorney